

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern District of New York

L. A. MURPHY, MARVIN STERNHELL, and HENOC KAIMAN,
on their own
behalf and on behalf of all others similarly
situated

V.

SUMMONS IN A CIVIL ACTION

KOHLBERG KRAVIS ROBERTS & COMPANY;
CARLYLE GROUP; CLAYTON, DUBILIER & RICE;
SILVER LAKE PARTNERS; BLACKSTONE GROUP;
BAIN CAPITAL LLC; THOMAS H. LEE
PARTNERS; TEXAS PACIFIC GROUP; MADISON
DEARBORN PARTNERS; APOLLO MANAGEMENT LP;
PROVIDENCE EQUITY PARTNERS;
MERRILL LYNCH AND CO., INC.;
and WARBURG PINCUS, LLC.,

CASE NUMBER:

06 CV 13210

TO: (Name and address of Defendant)

CLAYTON, DUBILIER & RICE
375 Park Avenue,
New York, NY 10152

JUDGE STANTON

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Fred T. Isquith, Gregory Nespole, Gustavo Bruckner
WOLF HALDENSTEIN ADLER FREEMAN & HERZ LLP
270 Madison Avenue
New York, New York 10016

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

NOV 15 2006

J. MICHAEL McMAHON

CLERK

DATE

By) DEPUTY CLERK

RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE 11-17-06
NAME OF SERVER (PRINT) Matthew V. Mundo	TITLE Paralegal
Check one box below to indicate appropriate method of service	

- ☒ Served personally upon the defendant. Place where served:
375 Park Avenue, NY, NY
Joanne Alves, Exec Asst.
- ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left:

- ☐ Returned unexecuted:

- ☐ Other (specify):

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 11-22-06
Date

Matthew V. Mundo
Signature of Server

184 Lorain St, 5R, Brooklyn, NY 11201
Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.